

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

CRIMINAL NO. 3:01CR11-2

UNITED STATES OF AMERICA

VS.

TERRY W. STEWART

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ORDER

**THIS MATTER** is before the Court on the Defendant's *pro se* motion for relief from judgment pursuant to Fed. R. Crim. P. 60(b).

The Court has no jurisdiction to issue a ruling on Defendant's motion because his case is presently on appeal. Additionally, because the Defendant is represented by counsel, he may not file *pro se* motions with the Court. Any matter needing the Court's attention must be made through counsel.

**IT IS, THEREFORE, ORDERED** that the Defendant's motion for relief from judgment is hereby **DENIED**.

Signed: February 14, 2007

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

